

Artesian Water Maryland A Artesian Wastewater Maryland

Via DelaFile July 17, 2015

Ms. Donna L. Nickerson, Secretary Delaware Public Service Commission 861 Silver Lake Boulevard Cannon Building, Suite 100 Dover, Delaware 19904

Dear Ms. Nickerson:

RE: Artesian Water Company, Inc. CPCN Application- Truitt

Enclosed please find a CPCN Application filed on behalf of Artesian Water Company, Inc. to provide water service to 3 parcels located in Sussex County. AWC paid the required \$300 application fee electronically through the Commission's electronic portal *Delafile*.

Please feel free to contact me at (302) 453-6995 should you have any questions regarding this application.

Sincerely,

David L. Valcarenghi

Manager of Rates and Regulation

David L. Valcarenjo

John Barndt, DNREC, Division of Water Resources- via email cc:

Grover Ingle, Delaware State Fire Marshall's Office

Constance Holland, Delaware Office of State Planning

John Ashman, Sussex County Engineering Department

Keith Mensch, DHSS, Division of Public Health

David Bonar, Delaware Division of the Public Advocate

BEFORE THE DELAWARE PUBLIC SERVICE COMMISSION

APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

This application is filed consistent with the requirements of Delaware Code 26 <u>Del. C.</u> §203C.

Type of Utility Service: Water Service

I. APPLICANT INFORMATION

A). Full legal name and address of Applicant:

ARTESIAN WATER COMPANY, INC. ("AWC") 664 CHURCHMANS ROAD NEWARK, DE 19702

B).	Utility Contact:	DAVID L. VALCARENGHI
C).	Phone No.:	(302) 453-6995
Ď).	Fax No.:	(302) 369-4041
E).	Email:	dvalcarenghi@artesianwater.com

II. BASIS FOR APPLICATION

A.	The Applicant is in possession of a signed service agreement with the developer of a proposed subdivision or development, which subdivision or development has been duly approved by the respective county government. (26 <u>Del.</u> C. § 203C (e) (1) (b) (1)).
<u>X</u> B.	The Applicant has one or more petitions requesting water service from the applicant executed by the landowners of record of each parcel or property to be encompassed within the proposed territory to be served. (26 <u>Del.</u> C. § 203C (e) (1) (b) (2)).
C.	The Applicant, in the case of existing development, subdivision, or generally recognized unincorporated community has one or more petitions requesting water service from the applicant executed by the landowners of record of parcels and properties that constitute a majority of the parcels or properties in the existing development, subdivision, or unincorporated community. (26 <u>Del. C.</u> § 203C (e) (1) (b) (3)).

____D. The Applicant possess a certified copy of a resolution or ordinance from the governing body of a municipality that requests, directs, or authorizes the applicant to provide water services to the proposed territory to be

served, which must be located within the boundary of such county and municipality. (26 <u>Del. C.</u> § 203C((e)(1)(b)(4))

III. PROCEDURE

A. Artesian Water Company, Inc. (AWC) requests that this application be reviewed pursuant to an informal fact finding procedure.

IV. PETITIONS FOR UTILITY SERVICE

- A. Customer Petitions requesting Service- Exhibit A
- B. Customer Notifications of CPCN Application- Exhibit B
- C. Proposed Parcels Included in CPCN- Exhibit C
- D. AWC Certification of Information Accuracy- Exhibit D

V. IDENTIFICATION OF PARCELS

- A. Application includes 3 Parcels situated in Sussex County, Delaware
 - 1. The specific parcels are identified on Exhibit C
 - 2. Two parcels are located just off Zion Church Road, the other is located of Fenwick Road.
- B. The indicated parcels are adjacent to existing AWC mains and can be added to AWC's distribution system by way of a main extension.
- C. Tax Maps Exhibit C.

VI. FINANCIAL AND OPERATIONAL CAPABILITIES

- A. Complete details of the Company are on file with the Commission, including information on Company's finances, and operational and managerial capabilities. A number of reports are on file with the Commission that detail AWC's financial and operational performance.
- B. AWC has been in the business of providing a safe, secure, reliable water supply for customers for over 100 years.
- C. AWC is an affiliate of Artesian Resources Corporation. Information that details the organizational structure of ARC and affiliates is on file with the Commission.
- D. AWC currently serves approximately 80,000 customers throughout the state of Delaware.

- E. AWC facilities are operated by fully licensed operators that have operated in full compliance with applicable federal and state rules, regulations, and laws.
- F. AWC provides water service at all times to present customers of at least the minimum water pressure threshold of 25 pounds. AWC states that it will provide service to the parcel that meet or exceed the water pressure guidelines.
- G. AWC provides superior service and is not subject to any orders from the Commission that found that the Company materially failed to provide adequate or proper safe water services to existing customers.
- H. AWC is not subject to a ruling, decision or finding from DNREC or any other regulatory authority that found the Company materially failed to comply with applicable safe drinking water or water quality standards.

VII. OTHER

- A. AWC's CPCN Application is fully consistent with prior Commission decisions.
- B. This CPCN has been forwarded, for informational purposes, to the following parties:
 - 1. John Barndt, DNREC, Division of Water Resources- via email
 - 2. Grover Ingle, Delaware State Fire Marshall's Office
 - 3. Dorothy Morris, Delaware Office of State Planning
 - 4. John Ashman, Sussex County Engineering Department
 - 5. Keith Mensch, Delaware Department of Public Health
 - 6. David Bonar, Delaware Division of the Public Advocate

Respectfully Submitted,

David B. Spacht

Artesian Water Company, Inc.

Chief Financial Officer & Treasurer

AFFIDAVIT

STATE OF DELAWARE) COUNTY OF NEW CASTLE)
On this 17th day of
Printed Name
SIGNED AND SWORN (OR AFFIRMED) before me on this day of day of
Signature of Delaware Notarial Officer Notary Public Title (e.g., Notary Public) My Commission Expires:
My Commission Expires:
10 april , 20/6

EXHIBIT A

Artesian Water Company Water Service Petition

We the undersigned, request to be included in the water service territory of Artesian Water Company, Inc. for the following property in Sussex County, Delaware.

Parcel Nos.:

533-19.00-6.00

Property Description:

Misc A/C Sussex County, RD WILLIAMSVILLE TO

SOUND CHURCH

Property Owner(s):

TRUITT, JUNE A

Signature: June Q. Putt Title: Owner Date: June 14, 2015

Printed: June A. Trustt

Address: 35069 Lighthouse Ad Telephone 300 / 436- 8858

I UNDERSTAND THAT BY SIGNING THIS PETITION MY PROPERTY MAY HAVE TO REMAIN IN ARTESIAN WATER COMPANY, INC'S SERVICE TERRITORY PERMANENTLY. I ALSO UNDERSTAND THAT IT MAY AFFECT MY ABILITY TO OBTAIN A PERMIT FOR A NEW WELL.

IF YOU HAVE ANY QUESTIONS, COMMENTS, OR CONCERNS, PLEASE CONTACT THE PUBLIC SERVICE COMMISSION AT (302) 736-7500 (in Delaware, call 800-282-8574).

Return to Artesian Water Company, Inc. 664 Churchmans Road Newark, DE 19702

Attn: Lauri A. Major

Sussex County, Delaware - Zoning and Sales Information

PROPERTY DETAILS

- · General Information
- · Appraisal & Assessment Info
- Sales Info
- · Map of Property

General Information

District-Map-Parcel:

5-33 19.00 6.00

Owner(s) Names:

TRUITT, JUNE A

Property Legal Description:

RD WILLIAMSVILLE TO SOUND CHURCH

Billing Address:

35069 LIGHTHOUSE RD SELBYVILLE, DE 19975

Land Use:

Residential, Single dwelling & lot

Zoning:

Agricultural/Residential

Town/Municipality:

-No Town or Municipality Specified-

Fire District(s):

Roxana Fire District

Tax Ditch(es):

Perch Creek

Sewer/Water

District:

-No Sewer Records-

Watershed:

CHINCOTEAGUE

Artesian Water Company Water Service Petition

We the undersigned, request to be included in the water service territory of Artesian Water Company, Inc. for the following property in Sussex County, Delaware.

533-11.00-92.00	
Misc A/C Sussex County, RD FENWICK ISLAND TO ROXANA	
TRUITT, MICHAEL J & DAWN L	
Title: Husband Date: 6/14/15	_
TRuitt	
church Rd. Telephone 302-436-4081	
19975 Date: 6/14/15	
Telephone 32 -436-4081	
	Misc A/C Sussex County, RD FENWICK ISLAND TO ROXANA TRUITT, MICHAEL J & DAWN L Title: Husband Date: 6/14/15 Thurch Rd. Telephone 302 -436-4081 19975 Thurt Pitle: Wise Date: 6/14/15

I UNDERSTAND THAT BY SIGNING THIS PETITION MY PROPERTY MAY HAVE TO REMAIN IN ARTESIAN WATER COMPANY, INC'S SERVICE TERRITORY PERMANENTLY. I ALSO UNDERSTAND THAT IT MAY AFFECT MY ABILITY TO OBTAIN A PERMIT FOR A NEW WELL.

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Attn: Lauri A. Major

Sussex County, Delaware - Zoning and Sales Information

PROPERTY DETAILS

- General Information
- Appraisal & Assessment Info
- · Sales Info
- Map of Property

General Information

District-Map-Parcel:

5-33 11.00 92.00

Owner(s) Names:

TRUITT, MICHAEL J & DAWN L

Property Legal Description:

RD FENWICK ISLAND TO ROXANA

Billing Address:

36261 ZION CHURCH RD SELBYVILLE, DE 19975

Land Use:

Residential, Single dwelling & lot

Zoning:

Agricultural/Residential

Town/Municipality:

-No Town or Municipality Specified-

Fire District(s):

Roxana Fire District

Tax Ditch(es);

Henry C. Johnson

Sewer/Water

District:

Not Defined

Watershed:

CHINCOTEAGUE

Artesian Water Company Water Service Petition

We the undersigned, request to be included in the water service territory of Artesian Water Company, Inc. for the following property in Sussex County, Delaware.

Parcel Nos.:	533-11.00-92.01			
Property Description:	Misc A/C Sussex O	County, N/RD 3	82	
Property Owner(s):	TRUITT, MICHA	EL J & DAWN	L	
Signature: Mike Teur	Title: No	Shand	Date:_	6/14/15
Address: 36261 Zion	Church Rd. Tele	phone302	-436-	4081
Signature: <u>Nawn J</u>	Mul Title: U	15e	Date:_	6/14/15
	witt	SA	we.	
Address: Since	Tele	phone		
I UNDERSTAND THAT B	Y SIGNING THIS P	ETITION MY P	ROPER	TY MAY HAV

I UNDERSTAND THAT BY SIGNING THIS PETITION MY PROPERTY MAY HAVE TO REMAIN IN ARTESIAN WATER COMPANY, INC'S SERVICE TERRITORY PERMANENTLY. I ALSO UNDERSTAND THAT IT MAY AFFECT MY ABILITY TO OBTAIN A PERMIT FOR A NEW WELL.

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PROPERTY DETAILS

- · General Information
- · Appraisal & Assessment Info
- Sales Info
- Map of Property

General Information

District-Map-Parcel:

5-33 11.00 92.01

Owner(s) Names:

TRUITT, MICHAEL J & DAWN L

Property Legal Description:

N/RD 382

Billing Address:

36261 ZION CHURCH RD SELBYVILLE, DE 19975

Land Use:

Residential, Vacant Lot, No Improvement

Zoning:

Agricultural/Residential

Town/Municipality:

-No Town or Municipality Specified-

Fire District(s):

Roxana Fire District

Tax Ditch(es):

Henry C. Johnson

Sewer/Water

District:

Not Defined

Watershed:

CHINCOTEAGUE

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EXHIBIT B



100 YEARS OF SUPERIOR SERVICE

664 Churchmans Road, Newark, Delaware 19702 P.O. Box 15004, Wilmington, Delaware 19850

Mai June a. Louitt 35089 Lighthouse Road Selhwille, De 19975

ENCLOSED IS IMPORTANT
INFORMATION FROM THE PUBLIC
SERVICE COMMISSION THAT
AFFECTS YOUR RIGHTS REGARDING

WATER SERVICE

YOU SHOULD READ THIS NOTICE CAREFULLY

Public records list you as a landowner of the property with the following tax map parcel identification number(s): 533-19.00-6.00.

Within thirty-five (35) days, Artesian Water Company, Inc. plans to file an application with the Delaware Public Service Commission requesting a Certificate of Public Convenience and Necessity (Certificate) to provide water service to a new territory described as AWC 061615. This property is located adjacent to our existing main.

Artesian Water Company, Inc. has included your property in the territory it intends to serve. Artesian Water Company, Inc. is able to provide water service to your area immediately.

IF YOU DO NOT TAKE ANY ACTION NOW, YOU MAY LOSE YOUR CHOICE OF WHO CAN PROVIDE WATER SERVICE TO YOUR PROPERTY AND WHETHER YOU CAN OBTAIN A WELL PERMIT.

- 1) You may choose to be included in the utility's proposed service territory. If you signed a petition for water service asking to be included in the utility's proposed service territory, or, if you did not sign a petition for water service but want to be included, you do not have to take any action.
- You have the right to "opt-out" of the utility's proposed service territory. If you "opt-out", your property will not be included in the utility's service territory. You can do this even though others in AWC 061615 might desire water service from the utility. You should understand that being included in a utility's service territory does not mean that public water service will be immediately available to your property or that, when available, you will be required to hook-up to the public water system. However, if your property is included in the utility's water service territory, and later the water from the well providing your drinking water cannot be used, the Department of Natural Resources and Environmental Control might deny you a permit for a new well if public water is available to your property. On the other hand, if you elect to "opt-out" of the utility's service territory, but later change your mind and decide to connect to the utility's public water system, you could be charged additional fees.
- 3) You may object to the Public Service Commission granting a Certificate for AWC 061615. For example, you may object that the water utility does not have the legal right to serve the territory. You should review the law about what a utility must provide in order to obtain a Certificate (contact the Public Service Commission to obtain a copy of the law). If you file such an objection, you will need to tell the Public Service Commission why the utility should not receive the Certificate. Please note that an objection will not remove your property from a proposed service territory. To remove your property from the service territory, you must request to "opt-out."

Attached to this letter is a form which allows you (and other owners of the property) to exercise your options. You have seventy-five (75) days from your receipt of this notice to file your objection with the Commission. Although you may exercise your right to "opt-out" of the utility's service territory at any time before the Certificate is granted, if you choose to opt-out, it is requested that you complete the form and

return it to the Public Service Commission at the address listed below within seventy-five (75) days from the date you receive this notice:

Delaware Public Service Commission 861 Silver Lake Boulevard Cannon Building, Suite 100 Dover, Delaware 19904

If you want to "opt-out" or object, you must send the completed form to the Public Service Commission, even if you already informed the utility of your intent to "opt-out" or object.

If you have any questions, comments or concerns, please contact the Public Service Commission at (302) 736-7500 (in Delaware, call 800-282-8574).

PROPERTY OWNEROPT-OUT/OBJECT FORM

Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite 100
Dover, Delaware 19904

Dear Delaware Public Service Commission:

I/We are the recorded property owner(s), according to current tax records, for the following property/properties:

Tax Map Parcel Identification Number(s): 533-19.00-6.00

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______ As permitted by applicable law, I hereby opt-out of Artesian Water Company, Inc.'s proposed service territory. I understand that by opting out of the Proposed Service Territory, I may be charged additional fees if I later change my mind and choose to be included in the Proposed Service Territory and receive water service from Artesian Water Company, Inc.

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Convenience and Necessam not merely objecting as permitted by electing Water Company, Inc. to	sity. I understand that by objecting to being included in the Proposed Se to opt out above), but rather am objections	y, Inc.'s application for the Certificate of Public of the Artesian Water Company, Inc.'s application I ervice Territory (in which case, I may merely opt out jecting to the Commission authorizing the Artesian by within the Proposed Service Territory, including, on is as follows:
Property Owner(s):	[Property Owner Name] [Property Owner Address]	
Owner's Signature:		Date:

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	City, State, 210+4 Selby Ville I	Sour Serverse for instrugions
	PS Form 3800, April 2015 PSN 7330-02-000-0047	See Reverse for Instructions

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SENDER: COMPLETE THIS SECTION	■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: Article Addressed to:	2. Article Number (Transfer from service label) 70.15 0640 0611 5636



664 Churchmans Road, Newark, Delaware 19702 P.O. Box 15004, Wilmington, Delaware 19850

100 YEARS OF SUPERIOR SERVICE

Mr. Muchael J. - Mrs. Drien L. Limited Sealer Rund Chunch Road Sellywille, DC 19975 AFFECTS YOUR RIGHTS REGARDING INFORMATION FROM THE PUBLIC SERVICE COMMISSION THAT **ENCLOSED IS IMPORTANT**

WATER SERVICE

YOU SHOULD READ THIS NOTICE CAREFULLY

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- 3) You may object to the Public Service Commission granting a Certificate for AWC 061615. For example, you may object that the water utility does not have the legal right to serve the territory. You should review the law about what a utility must provide in order to obtain a Certificate (contact the Public Service Commission to obtain a copy of the law). If you file such an objection, you will need to tell the Public Service Commission why the utility should not receive the Certificate. Please note that an objection will not remove your property from a proposed service territory. To remove your property from the service territory, you must request to "opt-out."

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Delaware Public Service Commission 861 Silver Lake Boulevard Cannon Building, Suite 100 Dover, Delaware 19904

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I/We are the recorded property owner(s), according to current tax records, for the following property/properties:

Tax Map Parcel Identification Number(s): 533-11.00-92.00 and 533-11.00-92.01

We received a notice from Artesian Water Company, Inc. that it plans to file an application with the Delaware Public Service Commission for a Certificate of Public Convenience and Necessity (Certificate) to provide water service to a proposed service territory described by Artesian Water Company, Inc. as AWC 061615 (hereafter, "Proposed Service Territory").

As permitted by applicable law, I hereby opt-out of Artesian Water Company, Inc.'s proposed service territory. I understand that by opting out of the Proposed Service Territory, I may be charged additional fees if I later change my mind and choose to be included in the Proposed Service Territory and receive water service from Artesian Water Company, Inc.		
Convenience and Neces am not merely objecting as permitted by electing Water Company, Inc. to	sity. I understand that by objecting to being included in the Proposed S to opt out above), but rather am of	ny, Inc.'s application for the Certificate of Public to the Artesian Water Company, Inc.'s application I dervice Territory (in which case, I may merely opt out bjecting to the Commission authorizing the Artesian pry within the Proposed Service Territory, including, ion is as follows:
Property Owner(s):	[Property Owner Name] [Property Owner Address]	
Owner's Signature:		Date:

n n	U.S. Postal Service" CERTIFIED MAIL® RECEIPT Domestic Mail Only For delivery information, visit our website at www.usps.com ² .		
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7075	Serice and Api. No., or PO Box No. City, State Zip Language City, State Zip Language PS Form 3800, April 2015 FSN 7630 01-000-0047	CS. Daun L. Trutt urch Road 19975 socreverso for Instructions	

A. Signature A. Signature A. Signature A. Signature A. Charter (March Conditions) B. Received by (Printed Name) C. Date of Delivery C. Date of Delivery D. Is delivery address different from item 1? If YES, enter delivery address below: If YES, enter delivery address below:	3. Service Type Adult Signature Adult Signature Restricted Derivery Adult Signature Restricted Derivery Conflict Mail Restricted Derivery Conflict on Derivery Conflict on Derivery Collect on
SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. The Addressed to: The Addressed to	36261 Lich Church Kall School

We the owners of Sussex County Tax Parcel Nos S53-11.00-92.00 and S53-11.00-92.01, acknowledge receipt of a package of opt-out materials sent by Artesian Water Company, Inc. and signed by Ms. June Trultt as noted in the Certified Mail receipt shaws below.

Michael Thui

Davies Territt

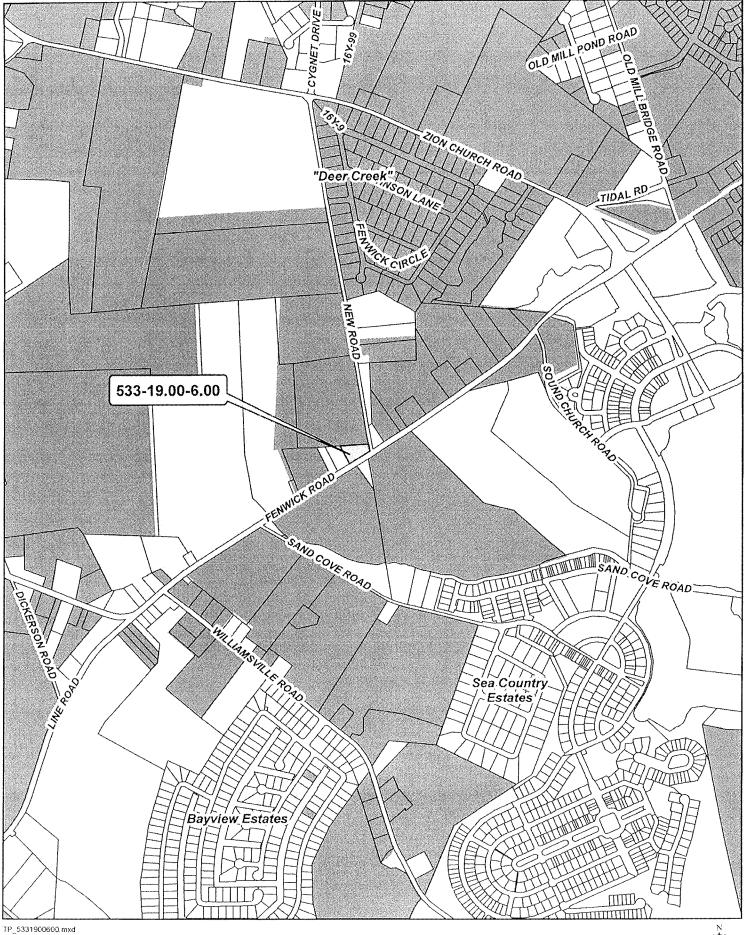
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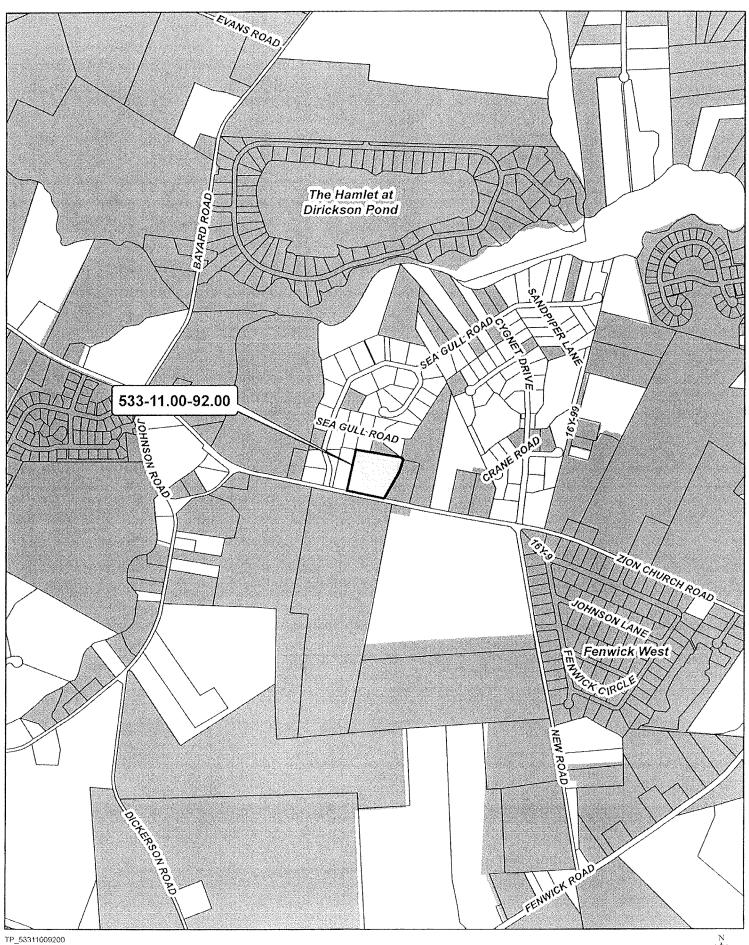
SENDER! COMPLETE THIS SECTION © Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the care to you. © Attack this card to the back of the malipico, or on the front of page points. I. Ancies Against from the page points. Mr. M. Chael T. F. The Mrs. Douby L. Trutter 3 U. 26 I Zion Charch Rd S. Sensia Type 2 Ancies Type 3. Sensia Type 2 Ancies Type 3. Sensia Type 2 Ancies Type 3. Sensia Type 4. Sensia Type 4. Sensia Type 5. Sensia Type 5. Sensia Type 6. Display Mail Expected 6. Display Rentification 6. Display Rentification 7. Sensia Type 9. Sensia Type 9. Sensia Type 1. Sensia Type 2. Ancie Type 3. Sensia Type 4. Sensia Type 5. Sensia Type 6. Display Mail Expects 6. Display Rentification 6. Display Rentification 7. Sensia Type 9. Sensia Type 1.		
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Mrs. Dawn L. Truitt 36261 Zion Church Rd Selbyvilla DQ 1993 3. Septica Typo 1 Anni Granting Control Mark 1 Anni Granting Control Bellium 1 Spin 9403 0068 5071 3539 59 2 Antico tourname Phasis from service bidges 2 Antico tourname Phasis from service bidges 2 Collect to Control Mark 2 Collect to Control Control Control 2 Collect to Control Control 3 Collect to Control Control 3 Control Mark 3 Control Mark 3 Control Mark 4 Control 4 Control 5 Control 5 Control 6 Control 7		If YES, enter denomination to the second from the Colors
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EXHIBIT C

ARTESIAN WATER COMPANY, INC. Truit Proposed Parcels Included in CPCN Application

PROPERTY	ADDRESS	Misc A/C Sussex County, RD Williamsville to sound Church	Misc A/C Sussex County, RD Fenwick Island to Roxana	Misc A/C Sussex County, N/RD 382
MAILING ADDRESS	ZIP		19975	19975
	STATE	DE	DE	DE
	CITY	Selbyville	Selbyville	Selbyville
	STREET	55069 Lighthouse Rd	36261 Zion Church Rd	36261 Zion Church Rd
OWNER	NAME	June Truitt	Michael & Dawn Truitt	Michael & Dawn Truitt
PARCEL	(I)	533-19.00-6.00	533-11.00-92.00	533-11.00-92.01





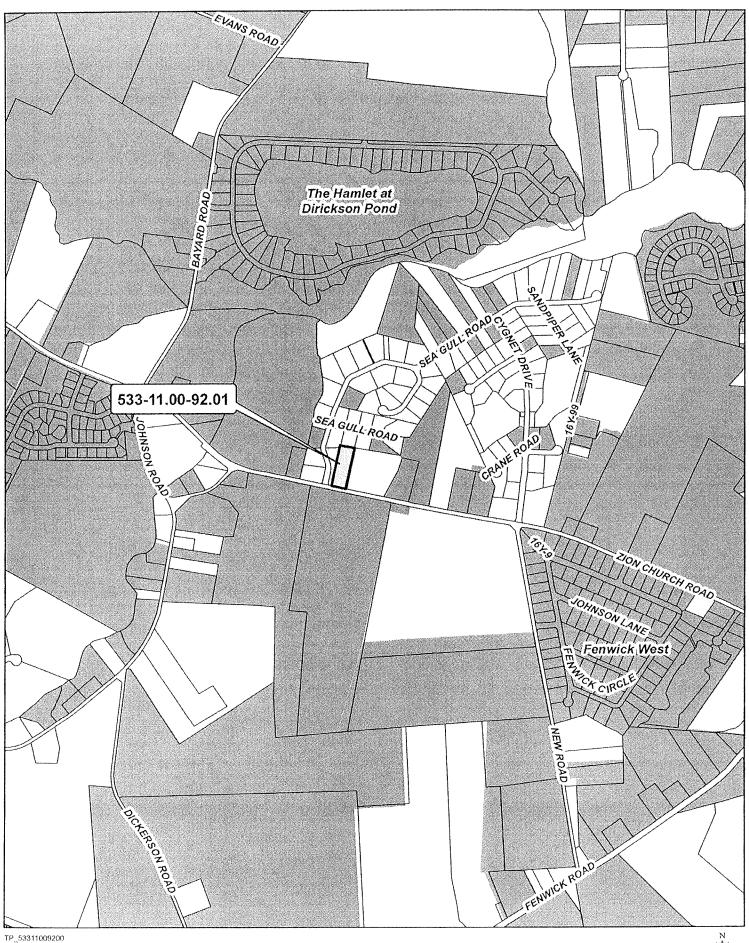


EXHIBIT D

Certification of Landowner Information Accuracy

I certify that I received appropriate tax or land documents which verify that the individuals in this Application are either landowners of record or agents authorized to act on behalf of entities that control the parcel(s) included in this CPCN Application. I certify that the petitions to provide water service to parcel(s) noted in this Application have been signed by landowners or by dually authorized agents.

<u>Aavid L. Valcarenghi</u>
David L. Valcarenghi